

BOARD OF SUPERVISORS

GILA COUNTY, ARIZONA

Date: February 3, 2004

JOSÉ M. SANCHEZ
Chairman

JOHN F. NELSON
Clerk of the Board

RONALD A. CHRISTENSEN
Vice-Chairman

By: Marian Sheppard
Chief Deputy Clerk

CRUZ SALAS
Member

Gila County Courthouse
Globe, Arizona

PRESENT: José M. Sanchez, Chairman; Ronald A. Christensen, Vice-Chairman; Cruz Salas, Member; John F. Nelson, County Manager/Clerk; and, June Ava Florescue, Deputy County Attorney.

The Gila County Board of Supervisors met in Regular Session at 10:00 a.m. this date. John Nelson led the Pledge of Allegiance and Jeremy Goodman delivered the Invocation.

John Nelson addressed agenda item number 2, designation of a Chairman and Vice-Chairman of the Board of Supervisors for 2004. He advised that a Chairman and Vice-Chairman of the Board of Supervisors are elected on an annual basis. Upon motion by Supervisor Salas, seconded by Chairman Christensen, the Board unanimously elected José M. Sanchez as Chairman and Ronald Christensen as Vice-Chairman of the Board of Supervisors for 2004. Supervisor Salas thanked Vice-Chairman Christensen for the exemplary manner in which he served as Chairman during this past year and for serving on various State and Federal boards and committees on behalf of Gila County. Vice-Chairman Christensen thanked Chairman Sanchez and Supervisor Salas for their support during this very hectic past year and in years past. Supervisor Salas and Vice-Chairman Christensen presented Chairman Sanchez with his own gavel. Chairman Sanchez thanked the Board

members for the gift and stated that he felt honored to serve as Chairman of the Board of Supervisors for 2004.

At this time each Board member presented a brief summary of current events as allowed by A.R.S. §38-431.02(K). No action was taken on any items that were presented.

Chairman Sanchez addressed agenda item number 3, presentation of the 2003 Leadership Merit Awards. He advised that the Leadership Merit Award System was implemented in 2001. Chairman Sanchez stated that the Award recognizes outstanding service in the operations of County government by either an adopted procedure or idea which resulted in eliminating or reducing County expenditures or improving operations in the public interest, or the performance of a special act or service in the public interest. Chairman Sanchez read aloud letters of nomination for the following Award recipients: Deputy Johnna Kemper of the Sheriff's Office, Jan McGann of the County Attorney's Office, and Kenneth (Ken) Hicks of the Consolidated Roads Department. A plaque of appreciation and monetary award was presented by the Board to each recipient.

Supervisor Salas provided the results of the 2003 Gila County Susan G. Komen Breast Cancer Foundation Shoot for the Cure fundraiser event. He stated that \$17,500 was raised this year, a record amount. He attributed the success of the event to the employees and members of the local community who volunteered their time and efforts to the many fund-raising activities. Supervisor Salas advised that the Gila County Safe Home and Time Out, Inc. will each receive a \$3,000 donation. Barbara Spivey of Horizon Human Services accepted the check on behalf of the Safe Home and Vice-Chairman Christensen accepted the check on behalf of Time Out, Inc.

A public hearing was held at this time to adopt amended Ordinance No. 98-3, removal of motor vehicles from County-maintained streets during snow removal season and for citations to be issued by the Gila County Sheriff's Department. Steve Stratton, Public Works Division Director, advised that until

this date, the Ordinance only applied to Supervisory District 1. The Ordinance was amended so that it applies to all of Gila County. Chairman Sanchez called for public comment; none was offered. Upon motion by Vice-Chairman Christensen, seconded by Supervisor Salas, the Board unanimously adopted amended Ordinance No. 98-3. **(A copy of the ordinance is permanently on file in the Board of Supervisors office.)**

A public hearing was held at this time to address the adoption of Resolution No. 04-02-01, establishing a portion of Ice House Canyon Road as a County Highway and accepting said road for maintenance within the County Highway System. Steve Sanders, Public Works Division Deputy Director, advised that the subject portion of road was overlooked when the road was established years ago as a County Highway. He advised that a Citizen's Petition was accepted by the Board at its January 20, 2004, meeting and this requested action is the final process to establish the road as a County Highway. Chairman Sanchez called for public comment; none was offered. Upon motion by Supervisor Salas, seconded by Vice-Chairman Christensen, the Board unanimously adopted Resolution No. 04-02-01. **(A copy of the resolution is permanently on file in the Board of Supervisors office.)**

John Nelson addressed agenda number 8, the appointment of the Payson Regional Constable. He provided a brief overview of the advertisement and selection process. He asked Vice-Chairman Christensen to speak to the issue as he chaired the committee that interviewed the final candidates. Vice-Chairman Christensen advised that many qualified candidates responded to this job posting. He further advised that the appointed candidate must seek election to this position in the November 2004 General Election. In the form of a motion, Vice-Chairman Christensen recommended that Gail Palmateer be appointed as the Payson Regional Constable. Supervisor Salas seconded the motion, and the vote passed unanimously. Mr. Nelson advised that he will contact Judge Robert Duber II, Presiding Judge of the Gila County Superior

Court, to arrange the date and time of the swearing-in ceremony for Ms. Palmateer.

John Nelson requested authorization for an additional appropriation to the Globe-Miami Regional Chamber of Commerce and Economic Development Corporation in the amount of \$25,000 and an additional appropriation to the Payson Regional Economic Development Corporation in the amount of \$16,900, both to be funded from the Property Tax Stabilization Fund. Mr. Nelson advised that the Globe-Miami Regional Chamber of Commerce and the Southern Gila County Economic Development Corporation consolidated one and one-half years ago. In the past, Gila County appropriated \$25,000 to each entity. He stated that as a result of the consolidation, membership decreased and the amount of membership dues were increased; however, there is a need to provide additional funding otherwise the Globe-Miami Regional Chamber of Commerce and Economic Development Corporation will not be able to provide the same level of service. Mr. Nelson proposed to continue funding for one year in the amount of \$50,000. He then addressed the financial needs of the Payson Regional Economic Development Corporation in order to promote the efforts for area expansion and purchasing updated computer equipment. Mr. Nelson recommended appropriating \$16,900 at this time. Mr. Nelson stated that he would present a request to the Board at the February 17th meeting to increase the funding amount from \$16,900 to \$19,000. The Board called upon Mary Anne Moreno, Executive Director of the Globe-Miami Regional Chamber of Commerce, and Scott Flake, Executive Director of Payson Regional Economic Development Corporation, to speak to the issue. Both Ms. Moreno and Mr. Flake presented a brief overview of 2003 accomplishments for their respective organizations and thanked the Board for its support. Upon motion by Vice-Chairman Christensen, seconded by Supervisor Salas, the Board unanimously approved the appropriations to both entities as specified above.

Armida Bittner, School Superintendent, presented agenda item number 10, authorization for the Payson Unified School District No. 10 to exceed its

2003-04 and 2004-05 fiscal year budgets in the amount of \$600,000 in order to replace evaporative cooling units with air conditioning at Rim Country Middle School. Ms. Bittner introduced the following representatives of the School District: Herb Weissenfels, Superintendent; Babette Sylvester, Business Manager; and, Joe Martin, Director of Support Services. Mr. Weissenfels addressed the Board and advised that the School District presented a request to the Board of Supervisors several years ago to install air conditioning at an elementary school in this same School District. He reported that since the air conditioning was installed at the subject school, no mold problems have occurred. He provided a brief overview of the testing process being conducted at each school within the District which determines the levels of mold in evaporative coolers. Vice-Chairman Christensen inquired if the proposed request will have an effect on the tax rate. Ms. Sylvester replied that the District has some available cash for this endeavor and that she does not anticipate any direct tax impact. The Board thanked Ms. Bittner, Mr. Weissenfels, Ms. Sylvester and Mr. Martin for the presentation. Upon motion by Vice-Chairman Christensen, seconded by Supervisor Salas, the Board unanimously authorized a budget override in the amount of \$600,000 that will take place during the current fiscal year and the following fiscal year.

Steve Sanders requested the adoption of Resolution No. 04-02-02 accepting the grant of a Public Road Easement from the U.S.D.A. Forest Service for Zane Grey Meadows Road. He advised that before the County can accept a road as a County Highway, Primitive Road or Country Dirt Road, it must obtain an easement on the road. He explained that approval of this agenda item is connected to the following agenda item to actually accept Zane Grey Meadows Road as a Primitive Road. Upon motion by Vice-Chairman Christensen, seconded by Supervisor Salas, the Board unanimously adopted Resolution No. 04-02-02. **(A copy of the resolution is permanently on file in the Board of Supervisors office.)**

Mr. Sanders requested the adoption of Resolution No. 04-02-03 designating Zane Grey Meadows Road as a Primitive Road and accepting said road into the Gila County Primitive Road Maintenance System. Upon motion by Vice-Chairman Christensen, seconded by Supervisor Salas, the Board unanimously adopted Resolution No. 04-02-03. **(A copy of the resolution is permanently on file in the Board of Supervisors office.)**

Mr. Sanders requested the adoption of Resolution No. 04-02-04 accepting the grant of a Public Road Easement from the U.S.D.A. Forest Service for Forest Service Road 405, otherwise known as Bear Flat Road. Upon motion by Supervisor Salas, seconded by Vice-Chairman Christensen, the Board unanimously adopted Resolution No. 04-02-04. **(A copy of the resolution is permanently on file in the Board of Supervisors office.)**

Marian Sheppard presented an application for a #6 Liquor License that was submitted by Joseph H. Soldevere for Pete's Place which is located on Highway 260, 4 miles east of Payson, Arizona. Ms. Sheppard advised that the applicant has met all Gila County health permitting requirements; however, he has not yet met A.D.A. building permit requirements. She advised the audience that the Board may issue an approval, denial or "no recommendation" decision to the State Department of Liquor Licenses and Control and that the State has the final authority to approve or deny the Liquor License. She requested the Board to call upon Joe Mendoza, Community Development Division Director, to address the A.D.A. building requirements. Mr. Mendoza advised that the applicant purchased the establishment without a Certificate of Occupancy. He further advised that Gila County cannot issue a Certificate of Occupancy unless all building requirements are met. Mr. Mendoza advised that he met with Mr. Soldevere on several occasions and, to date, the requested improvements have not been completed. Mr. Mendoza stated that Mr. Soldevere had carpenters on site doing remodeling work and, after being shown the corrections needed to be made to bring the establishment into compliance, Mr. Soldevere made no effort to complete the corrections. Mr. Mendoza

requested that the Board not recommend approval to the State Board at this time. The Board called upon Mr. Soldevere to speak to the issue. Mr. Soldevere stated that the building has been in existence since the 1950s and throughout that time the structure has encountered many deficiencies as is the case today. He stated that throughout the years, Gila County has requested owners of this establishment to correct the deficiencies; however, the improvements and upgrades were not made. Mr. Soldevere stated that he was unaware of these deficiencies when he purchased the establishment. Mr. Soldevere stated that he has had ten weeks to bring the establishment up to Gila County standards, and due to a family death, he was not able to work on the deficiencies for a period of three weeks. Mr. Soldevere asked for the Board's understanding of his situation and guaranteed that he will meet all Gila County requirements within the next two weeks. Supervisor Salas advised that the Board is required to issue a decision to the State within a certain time frame. In the form of a motion, Supervisor Salas recommended issuing a "no recommendation" decision which will cause the State to conduct its own hearing at which time a final decision will be rendered. Vice-Chairman Christensen seconded the motion and the vote passed unanimously.

Vice-Chairman Christensen requested authorization for Gila County to contact the U.S.D.A. Forest Service to initiate the process of extending the Forest Service Special Use Permit to allow for the continued operation of the Northern Gila County Shooting Range. He advised that in 1981, Gila County entered into a 25-year agreement with the Forest Service for the use of Forest Service land. At that same time, Gila County entered into an agreement with the Tonto Rim Sports Club to construct, operate and maintain a public target range including range facilities for rifle, pistol, shotgun, and archery; and the day use of recreation facilities. Vice-Chairman Christensen further advised that at the time the agreement was entered into with the Tonto Rim Sports Club, a Northern Gila County Range Commission was established by the Board of Supervisors to oversee all actions of the shooting range. Upon motion by

Vice-Chairman Christensen, seconded by Supervisor Salas, the Board unanimously authorized Gila County to initiate the process of extending the Forest Service Special Use Permit.

Upon motion by Supervisor Salas, seconded by Vice-Chairman Christensen, the Board unanimously approved the Consent Agenda consisting of the following:

- A. Approval of a Special Event Liquor License Application submitted by the Tonto Basin Chamber of Commerce to serve liquor at its 8th Annual Camaraderie on March 6, 2004.
- B. Approval of two minor changes to the Bylaws of the Community Action Program Advisory Board to include a change of location address and change in the month of the annual meeting from July to August.
- C. Approval to release the Workforce Investment Board Request for Proposals for Title I Youth Services for the Gila and Pinal County Service Area and to open the bid process for Program Year 2004-05.
- D. Authorization for the Chairman to sign the State Housing Fund Agreement, Contract No. 313-04, between the State of Arizona Department of Housing and Gila County Health and Community Services Division to provide housing rehabilitation to four owner-occupied, single family homes within Gila County utilizing State Housing HOME Funds and Housing Trust Funds.
- E. Approval of Amendment No. 3 to an Intergovernmental Agreement, Contract No. 252042, between the Arizona Department of Health Services and the Gila County Health Department which provides funding for preparedness and response for bio-terrorism.
- F. Adoption of a Facilities Department policy and procedure pertaining to the purchase of energy efficient products for new construction or remodel of County facilities.
- G. Adoption of Resolution No. 04-02-05 supporting energy conservation throughout Gila County and authorizing the submission of a grant

application to the Arizona Department of Commerce Energy Office to participate in the Municipal Energy Management Program. **(A copy of the resolution is permanently on file in the Board of Supervisors office.)**

- H. Approval of the FY 2004 Community Development Block Grant Citizen and Public Participation Plan.
- I. Adoption of Resolution No. 04-02-06 adopting a complaint and grievance procedure as a requirement of the Community Development Block Grant Application process. **(A copy of the resolution is permanently on file in the Board of Supervisors office.)**
- J. Authorization for the Chairman to sign the State Housing Fund Agreement, Contract No. 309-04, between the State of Arizona Department of Housing and Gila County Health and Community Services Division to provide emergency housing repairs to approximately 25 owner-occupied, single family and manufactured housing units within Gila County.
- K. Approval of the January 20, 2004, BOS meeting minutes.
- L. Approval of finance reports/demands/transfers for the weeks of January 27, 2004, and February 3, 2004, as follows:

January 27, 2004 –

\$571,088.51 disbursed for County expenses by claim numbers X138025 through X138127 and X347405 through X347725, and hand-issued claim numbers and amounts as follows: X347403 in the amount of \$2,335 and X347404 in the amount of \$4,000.

February 3, 2004 –

\$253,877.11 disbursed for County expenses by claim numbers X138128 through X138267 and X347729 through X347987, and hand-issued claim numbers and amounts, as follows: X347726 in the amount of \$800, X347727 in the amount of \$800, and X347728 in the amount of \$800.

(An itemized list of vouchers is permanently on file in the Board of Supervisors office.)

- M. Approval of personnel reports/actions for the weeks of January 27, 2004, and February 3, 2004, as follows:

January 27, 2004 –

Departure from County Service:

1. Sanitarian in Training – Health – 01-14-04 – Health Services Fund - Catherine Young – Hire 12-29-03 – Failure to report to work

Hire to County Service:

2. Court Clerk – Payson Justice Court – 01-20-04 – General Fund - Andrea Graham
3. Animal Control Officer II – Rabies Control – 01-28-04 – Rabies Control Fund - Jeremiah Dowd

End Probationary Period:

4. Attorney – County Attorney – 01-15-04 – General Fund - Ramai Jarles
- SHERIFF'S PERSONNEL ACTION ITEMS

Position Review:

5. Anniversary Date Increase – 12-29-03 – Julia Grinder, Linda Hedges, Thomas Melcher
6. Anniversary Date Increase – 01-12-04 – Terri Childers, Barbara Nancarrow, Robert Jackson, Robyn Kidwell
7. Anniversary Date Increase plus merit increase – 01-12-04 – April Gonzales
8. Anniversary Date Increase plus merit increase – 01-26-04 – William Carlson, Gilbert Olivarez, Johnna Kemper, Katherine Tavares

February 3, 2004 –

Hire to County Service:

1. Clerk/Receptionist – Health Services – 01-26-04 – Health Services Fund - Michelle Slayman

Temporary Hire to County Service:

2. Early Voting Clerk – Recorder – 01-14-04 – General Fund - Betty Welker

3. Early Voting Clerk – Recorder – 01-14-04 – General Fund - Dorothy Hydeman

4. Clerk – Public Fiduciary – 01-21-04 – General Fund - Samantha Philpot

End Probationary Service:

5. Court Clerk – Payson Justice Court – 01-26-04 – General Fund - Yvette Hoffman

6. Clerk – Recorder – 02-23-04 – General Fund - Vicki Pena

Position Review:

7. Temporary Hire – Clerk – Emergency Management – 01-23-04 – General Fund - Regina Contreras – Pay for 8 hours on 01-26-04 only – on loan from Health Department

8. Merit Increase – Admin. Office Supervisor – Recorder – 01-26-04 – General Fund - Judy Smrdel

9. Anniversary Date Increase – 01-26-04 – William Kern, Cheryal Taylor, Denise Bondurant, David Buffington, Viola Sue Anderson

10. Anniversary Date Increase – 02-09-04 – Karen Johnson, Susan Mitchell, Barbara Leetham

11. Anniversary Date Increase – 02-23-04 – Debbie Cameron

Request Permission to Post:

12. Accounting Clerk II – Public Fiduciary – position vacated by Sandra Phillips

SHERIFF'S PERSONNEL ACTION ITEMS

Hire to County Service:

13. Cadet in Training – Globe S.O. – 02-09-04 – General Fund - Terry Blevins

14. Cadet in Training – Payson S.O. – 02-09-04 – General Fund - William Masterson

Temporary Hire to County Service:

15. Classroom Teacher – Globe S.O. – 01-06-04 – Justice Enhancement Fund - Chandra Shekar

Position Review:

- 16. Increase hourly rate for special projects – Building Maintenance Tech. –
Globe S.O. – 01-13-04 – General Fund - Gabriel Eylicio
- 17. Increase hourly rate for special projects – Building Maintenance Tech. II
– Globe S.O. – 11-20-03 – General Fund - Ty Harmon
- 18. Increase hourly rate for special projects – Building Maintenance Tech. II
– Globe S.O. – 10-20-03 – General Fund - David Hom
- 19. Increase hourly rate for special projects – Building Maintenance Tech. II
– Globe S.O. – 10-20-03 – General Fund - Gary Denton
- N. Emergency approval for the purchase of replacement security housing at
the Fairgrounds.

Upon motion by Supervisor Salas, seconded by Vice-Chairman
Christensen, the Board adjourned the meeting at 12:10 p.m.

José M. Sanchez, Chairman

ATTEST:

John F. Nelson, County Manager/Clerk